

**NC DIVISION OF MH/DD/SAS DRIVING WHILE IMPAIRED  
INSTRUCTIONS FOR THE REVIEW OF DRIVING WHILE IMPAIRED (DWI)**

**ASSESSMENT PROVIDERS**

- Question #1** Indicate the level of service that is being provided for this event.
- Question #2** The Reviewer will request documentation that shows all necessary requirements have been met allowing for service delivery.
- Facility is licensed in accordance with GS 122C as required in 10A NCAC 27G .0101.
- Question #3** The Reviewer will verify that the assessment provider's authorization certificate granted by North Carolina MHDD/SAS, Justice Systems Innovation is current and in public view. A copy of that certificate shall be given to the Reviewer at the time of the monitoring. If the certificate is not current the Reviewer will verify that the provider is in the process of authorization renewal.
- Question #4** The monitoring Reviewer shall receive documentation that indicates that the re-authorization fees were paid to Justice Systems Innovation based upon the previous years number of assessments.  
Example; a cancelled check. If not met the provider shall contact Justice Systems Innovation to indicate why they have not submitted the required fees. GS 122C-142.1 section (3).
- Question #5** The Reviewer will request documentation from the DWI assessment provider that shows credentials to provide DWI assessments. As of October 1, 2005, assessments shall be done by staff that is at a minimum registered as an intern with the certification board. G.S. 122C-142.1 amended with HB 1356 section 1
- Graduation from a Masters Degree program with one year supervised experience in substance abuse counseling and registered with the NCSAPCB or
  - Graduation from a four-year college or university with two years supervised experience in substance abuse counseling and registered with the NCSAPCB or
  - Graduation from high school or equivalent with three years supervised experience in substance abuse counseling and registered with the NCSAPCB or
  - License by the Board of Medical Examiners of the State of North Carolina or the North Carolina Psychology Board Diplomate of the American Society of Addiction Medicine.

- Persons Authorized to conduct Assessments, HB 1356 Section 1( After October 1, 2005)

1. Certified Substance Abuse Counselor ( CSAC )
2. Certified Clinical Addiction Specialist ( CCAS )
3. Substance Abuse Intern, who is supervised by a Certified Clinical Supervisor ( CCS ). ( Minimum requirements. )
4. A person Licensed by the North Carolina Medical Board or the North Carolina Psychology Board.
5. A Physician certified by the American Society of Addiction Medicine ( ASAM )

**Question #6** The Reviewer will request documentation that shows the process and factors used to determine the recommended level of care.

- Evidence of a signature from an authorized professional that indicates recommendation for the appropriate level of treatment, as required. In addition:
  - (a) Signature must be the personal signature of the authorized professional and,
  - (b) Signature must indicate that the authorized professional has personally reviewed the recommendation and has full knowledge of the contents of the recommendation.
- Face to Face clinical interview conducted in accordance with the minimum qualifications specified in Rule .3808 as required under 10A NCAC 27G 3807.
- Clinical interviews are conducted as required under GS 122C-142.1. Treatment is required if any of the following applies:
  - (a) Person took a chemical test at the time of the offense that caused the person's license to be revoked and the test revealed that the person had an alcohol concentration at any relevant time after driving of at least 0.15.
  - (b) The person has a prior conviction of an offense involving impaired driving.
  - (c) The substance abuse assessment identifies a substance abuse disability.

**Short-term Outpatient Treatment was determined based on the following:**

- The assessment outcome suggests diagnosis of psychoactive substance abuse only.
- The client does not fit all aspects of the diagnosis, but, under certain circumstances, the clinical impression provides reason to conclude that a treatment setting would be more appropriate than ADETS. Some of these circumstances include, but are not limited to:
  - (i) alcohol concentration is .15 or higher
  - (ii) refusal of chemical test at time of arrest

- (iii) problems relating to family history of substance abuse;
- (iv) other problems which seem to be a contributing factor to DWI behavior, such as grief, loss, and
- (v) the client meets the criteria for Level I of the ASAM Placement Criteria
- This criteria of service requires a minimum of 20 contact hours over a minimum of 30 days. Each client must have service scheduled weekly.

**Longer-term Outpatient Treatment was determined based on the following:**

- When a client meets minimal conditions for the diagnosis of “substance dependence”;
- The criteria for Level 1 of the ASAM placement criteria are met; and
- This category of service requires a minimum of 40 contact hours over a minimum of 60 days. Each client must have services scheduled weekly.

**Day Treatment/Intensive Outpatient Treatment was determined based on the following:**

- The assessment confirms a diagnosis of substance dependence, with or without physiological dependence;
- The ASAM placement criteria for Level II Outpatient Treatment is met;
- The program
  - (i) offers additional continuing care, urging voluntary participation of the client and significant others; and
  - (ii) requires a minimum of 90 contact hours and participation of the client over a period of at least 90 days, for any client referred under G.S.20-179(g – k), or G.S. 20-17.6; and
- The program may be preceded by a brief inpatient admission for detoxification or stabilization of a medical or psychiatric condition.

**Inpatient and Residential Treatment Services was determined based on the following:**

- The level of care requires that the client meets the same diagnostic criteria as Day treatment, as defined in this Rule;
- Outpatient treatment of other associated problems has not been successful;
- The client meets the placement criteria for Levels III.5 of IV.7 (outpatient) of the ASAM Placement Criteria with regard to the “Criteria Dimensions” as set forth in ASAM Patient Placement Criteria, Adult Crosswalk:
  - (i) withdrawal risk;
  - (ii) need for medical monitoring;
  - (iii) emotional and behavioral problems requiring a structured setting;
  - (iv) high resistance to treatment
  - (v) inability to abstain; and
  - (vi) lives in a negative and destructive environment;

- In order for the client to meet the required minimum 90-day time frame for treatment, the client, upon discharge, shall enroll in an approved continuing care or other outpatient program:
  - (i) These services shall be provided according to a written continuing care plan which shall address the needs of the clients;
  - (ii) These services shall utilize individual, family and group counseling as required to meet the needs of the client ; and
  - (iii) The plan shall include client participation.

**Development of Special Service Plan shall include the following:**

- Documentation of the need for a special program to correspond with the recommendations of the DWI assessment;
- Conditions under which a Special Service Plan is implemented may include, but need not be limited to, the following:
  - (i) Severe hearing impairment;
  - (ii) Other physical disabilities;
  - (iii) Concurrent psychiatric illness and; or
  - (iv) Language differences and communication problems.

**Placement in ADET School is required if none of the following applies.**

- The assessment did not identify a substance abuse handicap.
- The person had no previous DWI offense convictions.
- The person had an alcohol concentration of 0.14% or less at the time of arrest.
- The person did not refuse to submit to a chemical test.
- The person meets the admission criteria for level 0.5 (Early Intervention) of ASAM PPC-2; and
- ADETS shall be conducted in accordance with the rules established in 10A NCAC 27G .3813

**Question # 7** The Reviewer will request documentation that shows which approved standardized test was used in the assessment and that clinical interview was conducted.

**Question # 8** The clients record shall show verification of an appropriate referral to the level of service that was completed. North Carolina MH/DD/SAS Law 122C-142.1 (b).

**Question # 9** The Reviewer will request documentation of evidence that a 508 (e508 or documentation) was completed and sent to Justice Systems Innovation. MH/DD/SAS Law 122C-142.1 (b). (Exceptions are documented.)

**Question #10** The Reviewer will request documentation that shows the fee collected from this client is in accordance with guidelines set forth in MH/DD/SAS Law 122C-142.1 (b)

**Question #11** The client was given a complete list of all assessment and treatment service that were available at the time of assessment. The client signature is acceptable as verification.

**Question #12** The clients signature is present indicating that they were given written information indicating the requirements that were necessary for restoration of their driving license.

**Question #13** The Reviewer will request evidence of the presence, completeness, and appropriateness of the Client for Release of Confidential Information in accordance with 10A NCAC 27G .3807 (d).

**Comments:** “The Review team leader shall complete a Technical Assistance Evaluation at the completion of each provider review and submit that information to Justice Systems Innovation.”

That information will be used to determine individual technical Assistance requirements and State wide training needs.